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<b>To:</b> Examiner M. Patterson	<b>FROM:</b> Byron S. Kuzara
<b>COMPANY:</b> USPTO	<b>DATE:</b> December 22, 2004
<b>FAX NUMBER:</b> 703-872-9306	<b>TOTAL NO. OF PAGES:</b> 3
<b>RE:</b> Serial No. 10/625,848	<b>OUR REFERENCE NO.:</b> 005127.00309

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<b>NAME:</b>	Lesa Wolman	<b>PHONE:</b>	503-425-6800
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**COMMENTS:**

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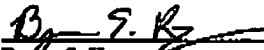
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I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at telephone number (703) 872-9306 on December 22, 2004.

Respectfully submitted,

  
By: Byron S. Kuzars  
Registration Number 51,255  
Banner & Witcoff, Ltd.

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<i>In re</i> Application of	)	
	)	Group Art Unit: 3728
Dan BURRIS, et al.	)	
	)	Examiner: Patterson, M.
Serial Number 10/625,848	)	
	)	Attorney Reference: 005127.00309
Filed: July 24, 2003	)	
	)	
For: ARTICLE OF FOOTWEAR HAVING AN	)	
UPPER WITH A POLYMER LAYER	)	

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
Alexandria, VA 22313

Sir:

In response to the Restriction Requirement mailed December 1, 2004, the Applicants elect claims 1-14, 27-34, and 41-48, which are drawn to footwear. Accordingly, claims 15-26 and 35-40 are withdrawn from consideration. This election is made without traverse, and the Applicants reserve the right to file a divisional application directed to the non-elected or withdrawn claims.

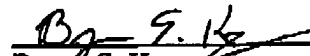
This Response to Restriction Requirement is being timely filed by facsimile transmission on December 22, 2004. Should additional fees or an extension of time be deemed necessary for consideration of this Response to Restriction Requirement, such fees or extension are hereby requested and the Commissioner is authorized to charge deposit account number 19-0733 for the

payment of the requisite fee. If anything further is desirable to place the application in even better form for allowance, the Examiner is respectfully requested to telephone the undersigned representative at (503) 425-6800.

Examination on the merits is respectfully requested.

Respectfully submitted,

By:

  
Byron S. Kuzara  
Registration No. 51,255

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Dated: December 22, 2004